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9 Attorneys for Defendants
10 CITY OF OAKLAND, and
11 DEBORAH EDGERLY, Oakland City Administrator

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO

COMCAST OF CALIFORNIA/COLORADO,
LLC,

Plaintiff,

v.

CITY OF OAKLAND, DEBORAH EDGERLY,
Oakland City Administrator, in her official
capacity,

Defendants.

Case No. C 06-02163 (MJJ)

**STIPULATION EXTENDING TIME FOR
DEFENDANTS TO RESPOND TO
COMPLAINT and Order**

**IT IS HEREBY STIPULATED BY AND BETWEEN THE PARTIES TO THIS
ACTION THROUGH THEIR RESPECTIVE COUNSEL OF RECORD AS FOLLOWS:**

1. This matter was filed in the United States District Court for the Northern District of California on March 24, 2006.

2. The Complaint for Declaratory and Injunctive Relief was served on Defendants on March 24, 2006. Based upon this date of service, Defendants' response to the Complaint was to have been filed on or before April 13, 2006. The parties previously agreed to extend time to for Defendants to respond to the Complaint until May 15, 2006. Subsequently, the parties have entered into settlement negotiations. In order to complete these negotiations, the parties have agreed

STIPULATION EXTENDING TIME FOR
DEFENDANTS TO RESPOND TO COMPLAINT

- 1 -

C 06-02163 MJJ

1 through their respective counsel, pursuant to Civil Local Rule 6-1(a), that the last day for
2 Defendants to respond to the Complaint in this matter shall be extended to June 15, 2006.

3 3. Defendants and Comcast agree that such extension shall not constitute evidence that
4 Comcast was dilatory or did not timely seek injunctive relief in this matter.

5 **IT IS SO STIPULATED.**

6 Dated: May 10, 2006

MORGAN, LEWIS & BOCKIUS
DANIEL JOHNSON, JR.
BRENDAN DOLAN
PHILIP J. SMITH

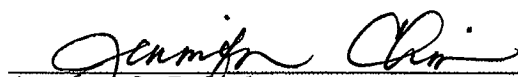
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9 By:


Attorneys for Plaintiff
COMCAST OF CALIFORNIA/COLORADO, LLC

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12 Dated: May 10, 2006

JOHN RUSSO, City Attorney
VICKI A. LADEN, Supervising Deputy City Attorney
JENNIFER A. CHIN, Deputy City Attorney

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15 By:


Attorneys for Defendants
CITY OF OAKLAND, and
DEBORAH EDGERLY, Oakland City Administrator

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18 **IT IS SO ORDERED.**

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20 Dated: 5/12/2006


MARTIN J. JENKINS
United States District Court Judge

PROOF OF SERVICE*Comcast v. City of Oakland, et al.***U.S. District Court Case No. C 06-02163 MJJ**

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is City Hall, One Frank H. Ogawa Plaza, 6th Floor, Oakland, California 94612. On date shown below, I served the within documents:

**STIPULATION EXTENDING TIME FOR DEFENDANTS TO
RESPOND TO COMPLAINT**

- ☐ by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below, or as stated on the attached service list, on this date before 5:00 p.m.
- ☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Oakland, California, addressed as set forth below.
- ☐ by causing personal delivery by messenger of the document(s) listed above to the person(s) at the address(es) set forth below.
- ☐ by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.
- ☐ by causing such envelope to be sent by Federal Express/Express Mail.

Via U.S. Mail:

Charles I. Cohen
MORGAN, LEWIS & BOCKIUS LLP
1111 Pennsylvania Avenue, NW
Washington, DC 20004

I am readily familiar with the City of Oakland's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business.

I declare under penalty of perjury under the laws of the United State of America that the foregoing is true and correct in accordance with 28 U.S.C. § 1746.

Executed on May 11, 2006, at Oakland, California.


 Kristin Ericsson